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Infowars, LLC and Free Speech Systems, LLC*

**IN THE UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

MATT FURIE,

Plaintiff,

vs.

INFOWARS, LLC; FREE SPEECH
SYSTEMS, LLC,

Defendants.

Case No. 2:18-cv-01830-MWF-JPR

**DEFENDANTS INFOWARS, LLC
AND FREE SPEECH SYSTEMS,
LLC'S NOTICE OF MOTION TO
MODIFY SCHEDULING ORDER**

Date: February 11, 2019

Time: 10:00 a.m.

Hon. Michael W. Fitzgerald

Case Filed: March 5, 2018

Trial Date: July 16, 2019

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD,**
2 **PLEASE TAKE NOTICE THAT** on February 11, 2019 at 10:00 a.m., before
3 Courtroom 5A of the above-identified Court, located at First Street Courthouse, 350
4 West First Street, Los Angeles, California 90012, Defendants Infowars, LLC and Free
5 Speech Systems, LLC (collectively, “Defendants”) will, and hereby do, move for an
6 order modifying the case’s Scheduling Order, specifically by extending the discovery
7 period in this matter by 6 months or, in the alternative, by 1 month. The grounds for
8 the instant Motion are more particularly set forth in the Memorandum of Points and
9 Authorities filed concurrently. Briefly and without limitation to the foregoing,
10 Defendants move for a modification of the Scheduling Order because (1) there are
11 outstanding discovery disputes that will likely require additional time beyond the
12 existing discovery and dispositive motions deadlines to resolve; (2) Defendants plan to
13 depose the creator of the “El Sapo Pepe” character, who resides in Argentina, and likely
14 must comply with the time-consuming procedures of the Hague Evidence Convention;
15 and (3) the current scheduling order was put in place before Defendants’ current
16 counsel appeared, and before Defendants asserted defenses to which testimony from
17 the creator of “El Sapo Pepe” would be relevant.

18 This Motion is based on this Notice of Motion, as well as on the Memorandum
19 of Points and Authorities and exhibits thereto, the Declaration of Marc J. Randazza in
20 support, the papers and pleadings on file in this action, and such arguments and
21 evidence as may be introduced at the hearing on this Motion.
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1 This motion is made following the conference of counsel pursuant to L.R. 7-3,
2 via email correspondence, which took place on January 9, 2019. Counsel for Plaintiff
3 informed counsel for Defendants that Plaintiff would not consent to a 6-month
4 extension of the discovery period, but would consent to a 1-week extension for the
5 purpose of deposing Plaintiff.

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7 Dated: January 14, 2019

Respectfully submitted,

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9 RANDAZZA LEGAL GROUP, PLLC

10 /s/ Marc J. Randazza

Marc J. Randazza

Alex J. Shepard

2764 Lake Sahara Drive, Suite 109

Las Vegas, NV 89117

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13 *Attorneys for Defendants,*
14 *Infowars, LLC and*
15 *Free Speech Systems, LLC*
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 14, 2019, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I further certify that a true and correct copy of the foregoing document is being served via transmission of Notice of Electronic Filing generated by CM/ECF.

Respectfully submitted,

s/Alex J. Shepard

Employee,
Randazza Legal Group, PLLC